

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA**

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SUHAIL NAJIM ABDULLAH AL SHIMARI,  
*et al.*,

Plaintiffs,

v.

CACI PREMIER TECHNOLOGY, INC.,

Defendant,

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No. 1:08-cv-0827 LMB-JFA

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CACI PREMIER TECHNOLOGY, INC.,

Third-Party Plaintiff,

v.

UNITED STATES OF AMERICA, and  
JOHN DOES 1-60,

Third-Party Defendants.

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**DEFENDANT/THIRD-PARTY PLAINTIFF CACI PREMIER  
TECHNOLOGY, INC.’S OBJECTIONS TO PLAINTIFFS’ DEPOSITION  
DESIGNATIONS AND COUNTERDESIGNATIONS**

CACI Premier Technology, Inc. (“CACI PT”) objects to the Plaintiffs’ deposition designations and set forth below and makes counterdesignations to address completeness objections. CACI PT’s objections are subject to the following qualifications:

1. CACI PT makes a blanket objection to the reading at trial of deposition excerpts for any witness who is within the subpoena power of the Court or is available through production as a trial witness by the United States. At a bare minimum, this objection applies to the following deposition designations promulgated by Plaintiffs: Morse, Cathcart, Harman, Joyner, Northrop, and Taguba. This objection also applies to all pseudonymous deponents. Depending

on the United States' willingness to make them available for trial, this objection might apply to Plaintiffs' deposition designations for Beachner, Frederick, C. Graner, M. Graner, and Hernandez, as well as any witness who was outside the subpoena power of the Court when deposed and is now within the subpoena power of the Court.

2. To the extent an objection is stated as to relevance, such objection includes an objection based on Federal Rules of Evidence 403 and 404(b).

3. Because the merits of a cumulativeness objection depends on what has actually been admitted at trial, as opposed to what has been marked as an exhibit, CACI PT preserves all cumulativeness objections.

4. CACI PT reserves the right to modify its objections in the event that the Court's rulings on pending motions, rulings on motions filed in the future, or on evidentiary matters affect the relevance or admissibility of any exhibit, or if any claims are dismissed or resolved.

5. CACI PT's counterdesignations are intended to identify the excerpts that would resolve a completeness objection. By making counterdesignations, CACI PT does not waive any of its other stated objections to a deponent's testimony.

6. The following abbreviations apply to the objections to Plaintiff's deposition designations:

R	Relevance/Materiality, including F.R.E. 403 and 404(b)
H	Hearsay, including lack of personal knowledge
C	Completeness
F	Lack of Foundation
M	Misstates Prior Testimony/Record or Assumes Facts Not in Evidence
L	Leading Question
A	Argumentative
LC	Impermissible Legal Conclusion or Lay Opinion Testimony
V	Vague Question
SRM	Subsequent Remedial Measure (FRE 407)

**OBJECTIONS TO PLAINTIFFS' PROPOSED EXHIBITS**

<b>Name</b>	<b>Designations</b>	<b>Objections</b>	<b>[Plaintiffs' Designation] Counter Designations</b>
CACI Interrogator A	26:11 – 26:14 28:19 – 28:22 29:14 – 30:16 72:13 – 72:22 94:3 – 94:8 97:7 – 97:9 113:10 – 113:21 115:5 – 116:6 116:15 – 117:2 121:10 – 121:16 123:17 – 123:20 131:20 – 132:4 133:5 – 134:7 138:15 – 139:12 146:5 – 146:7 150:6 – 151:3 151:15 – 152:7 153:9 – 153:15 160:9 – 161:19 162:16 – 162:22 163:10 – 164:9 164:22 – 165:17 166:4 – 166:9 166:20 – 167:3 167:12 – 167:16 169:6 – 169:15 184:4 – 184:7 186:2 – 186:7 188:21 – 190:1 191:15 – 191:20 192:18 – 192:22 193:13 – 194:19 203:19 – 203:22 206:3 – 206:11	C C C C C C R R, C R R, C R R, C R, C, L, LC R, H, F R R, H R R, C R R R, H, L, LC R R R C R R, L, LC R, C, L, LC R, L, LC R R, L, LC R R	[26:11-14] 26:15-28:17 [28:19-28:22] 29:1-10 [29:14-30:16] 30:17-31:6 [72:13-72:22] 73:1-74:2 [94:3-94.8] 94:9-12; 95:2-9; 95:19-96:8 [97:7-97:9] 97:10-98:5  [115:5-116:6] 116:7-14  [121:10-16] 123:5-7  [131:20-132:4] 132:5-133:2 [133:5-134:7] 134:8-136:5    [153:9-153:15] 153:16-22     [169:6 -169:15] 169:16-170:10   [188:21-190:20] 190:2-18
Army Interrogator B	56:2 – 57:7 79:9 – 81:5	R, C R, C, L, M	[56:2-57:7] 57:8-62:16 [79:9-81:5] 87:12-22
Army Interrogator E	26:20 – 27:1 76:10 – 78:7	R, C R, LC, V, C	[26:20 – 27:1] 27:2-6 [76:10 – 78:7] 179:18-182:22; 183:6-9; 183:20-184:9

Name	Designations	Objections	[Plaintiffs' Designation] Counter Designations
	78:13 – 78:16 82:19 – 84:18 84:20 – 85:5 89:3 – 89:13 128:11 – 128:19 129:7 – 129:10 159:7 – 161:18 174:5 – 174:22 176:18 – 177:17	R R, F, H R R, C R, M R R, F, H R, H R, H	[89:3 – 89:13] 89:14-90:4
Army Interrogator F	43:15 – 44:3 55:10 – 55:13 72:9 – 73:9 74:5 – 74:11 81:12 – 82:22 88:22 – 89:8 101:13 – 101:16 115:22 – 116:3	R R, C C R, F R, H, L, F C R R	[55:10-13] 55:16-56:19 [72:9-73:9] 73:10-74:4  [88:22 – 89:8] 89:9-11
Army Interrogator H	31:15 – 31:18 74:8 – 74:15  78:2 – 78:10 80:5 – 80:8 107:18 – 108:11 121:15 – 122:13  144:15 – 145:3	C C  C C R, H C, M, L  C	[31:15 – 31:18] 31:19-32:6 [74:8-15] 74:16-19; 142:22-143:14; 144:7-146:3 [78:2 – 78:10] 80:13-16 [80:5-8] 80:1-4; 80:13-16  [121:15-122:13] 74:16-19; 142:22-143:14; 144:7-146:3 [144:15-145:3] 145:4-7
Army Interrogator I	20:7 – 20:12 20:18 – 20:21 36:4 – 36:7 37:15 – 38:10 56:20 – 57:5 77:3 – 77:12 79:14 – 80:2 87:7 – 87:10 92:14 – 93:2 106:19 – 107:16 107:22 – 108:18 109:4 – 109:22 118:17 – 120:5 121:6 – 123:1 123:14 – 123:19 125:17 – 126:7 137:21 – 139:16 140:3 – 140:11	R R, C R, C R, C F R, C, H, A R, C, H, A C, H, A R R, H, F R R R, H, F R, H, F, L, LC F, R, H, C R, H, F, M, C R, F, L R, H	[20:18-21] 21:16-19 [36:4 – 36:7] 37:12-14 [37:15-38:10] 38:11-15  [77:3 – 77:12] 77:13-78:8 [79:14 – 80:2] 80:9-14 [87:7 – 87:10] 87:11-22   [123:14 – 123:19] 123:20-124:10 [125:17 – 126:7] 123:20-124:10

Name	Designations	Objections	[Plaintiffs' Designation] Counter Designations
	140:16 – 140:22 141:12 – 15 142:9 – 143:22  153:9 – 153:19 159:3 – 159:13 160:13 – 161:9 183:14 – 184:8 185:4 – 185:13 185:20 – 186:2 187:14 – 188:4 188:8 – 188:16	R R, F, C C, R, F, H, L, LC R, F, LC R, F, LC R, F, LC, M, V R, H, F, C R, H, F, C R, H, F R, H, F, C R, H, F, C	[141:12 – 15] 141:16-142:1 [142:9 – 143:22] 141:16-142:1     [183:14 – 184:8] 186:11-16; 188:18-21 [185:4 – 185:13] 186:11-16; 188:18-21  [187:14 – 188:4] 186:11-16; 188:18-21 [188:8 – 188:16] 186:11-16; 188:18-21
CACI 30(b)(6) [Arnold Morse]	8:7 – 23 9:19 – 10:3 10:17 – 24 11:20 – 23 12:18 – 23 14:11 – 14 17:5 – 15 19:2 – 20 39:6 – 14 71:20 – 72:10 73:12 – 74:14 75:22 – 77:13 83:5 – 8 83:23 – 24 87:13 – 88:4 89:4 – 9 92:15 – 16 94:9 – 96:8 100:5 – 108:21 110:9 – 14 111:15 – 112:9 140:21 – 142:6 156:20 – 25 165:24 – 167:12 171:2 – 172:24 197:14 – 198:24 211:22 – 213:5	R R R R R R R M, V, A, R R R R, H, F R, H, F R, C, V, H, F R, C, F R, F R, M, V, A, F R, H R, H, F R, H, F, C R, H, F R, H, F, C R, H, F R, F R, H, F R, H, F R, H, F R, H, F	           [83:5 – 8] 83:9-22 [83:23 – 24] 83:9-22      [100:5 – 108:21] 214:7-218:15  [111:15 – 112:9] 216:17-217:17
James Beachner	14:22 – 15:19 15:25 – 16:3 16:20 – 18:10 19:12 – 20:14	R, H, F R, H, F R, H, C, M R, H, C, M	  [16:20 – 18:10] 30:4-31:5 [19:12 – 20:14] 30:4-31:5

Name	Designations	Objections	[Plaintiffs' Designation] Counter Designations
	21:8 – 12 24:22 – 25:4	R, H, C R, H, C	[21:8 – 12] 30:4-31:5 [24:22 – 25:4] 30:4-31:5
William Cathcart	99:8 – 100:1 105:12 – 108:15 109:9 – 109:21  117:22 – 120:21  122:2 – 126:2 133:9 – 135:1  138:2 – 138:15 142:8 – 147:8 159:18 – 160:1	R, F, H, C R, F, H, C R, F, C  R, F, H, C  R, F, H, L, M R, F, H, L, M, C  R, F, H R, F, H, M, C R, F	[99:8 – 100:1] 40:20-41:12 [105:12 – 108:15] 172:8-174:17 [109:9 – 109:21] 96:1-14; 109:4-8; 109:22-110:15 [117:22 – 120:21] 120:22-122:1; 170:14-172:7; 180:17-182:2  [133:9 – 135:1] 174:18-175:17  [142:8 – 147:8] 176:12-177:11
Ivan Lowell Frederick, II	23:4 – 24:13 25:5 – 20 27:24 – 28:12 29:17 – 30:5 31:19 – 33:7 36:6 – 9 38:17 – 48:24 51:16 – 52:12 52:22 – 65:21 67:6 – 73:2 75:21 – 76:3 84:6 – 85:8 85:21 – 94:16 98:18 – 99:2 102:13 – 110:5 111:10 – 18 115:12 – 126:8 126:20 – 127:3 127:14 – 138:4 142:14 – 146:12 158:20 – 159:15 164:19 – 165:4 165:19 – 171:6 172:15 – 173:12 173:20 – 25 174:21 174:25 – 175:20 176:10 176:22 – 178:10 180:13 – 181:8	R, H, L R R R R, H R R, H, M R, H R, H, M, F R, H, M, F R R, H R, H, M, L, A, F R, F R, H, M, L, V R, F, L R, H, M R, H, L, M R, H, L, M, V R, H, L, M, F R, H, L, M, A R, H, L R, H, L, C R R, H, L, F R, H, L, F R, H, L, M, LC R, H, L, M, LC R, H, L, M, LC R, H, F, M	[165:19 – 171:6] 208:20-209:7

Name	Designations	Objections	[Plaintiffs' Designation] Counter Designations
	181:20 – 182:6 199:14 – 24	R, L, M R	
Charles Graner	16:19 – 17:17 22:16 – 23:11 38:23 – 43:7 47:17 – 19 48:6 – 11 48:17 – 51:12 53:7 – 9	H, R R R, H C R, H R, H, L, F C	[47:17 – 19] 55:21-56:4  [53:7 – 9] 53:10-14
Megan Ambuhl Graner	11:16 – 16:10 19:10 – 21:10 21:14 – 23:19 25:17 – 19 26:11 – 27:11 32:8 – 10 36:7 – 21 37:12 – 21 46:3 – 8 46:13 – 17 56:11 – 18	C R, H R, H C, R, H H H H, F, R H, F, R L, V, F L, V, F L, V, M, C	[11:16 – 16:10] 16:11-14  [25:17 – 19] 25:20-22
Sabrina Harman	18:23 – 20:11 20:21 – 21:5 22:12 – 24:9 24:17 – 28:6  28:17 – 29:4 32:5 – 33:3 35:6 – 37:11 41:17 – 43:9	R, H, L, C R, H, L, C R, H, L, C R, H, F, C  R, H, L, C R, L, C R, H, L, F, C R, C	[18:23 – 20:11] 46:7-47:7; 15:2-4 [20:21 – 21:5] 46:7-47:7; 15:2-4 [22:12 – 24:9] 46:7-47:7; 15:2-4 [24:17 – 28:6] 46:7-47:7; 15:2-4; 47:16-48:4  [28:17 – 29:4] 46:7-47:7; 15:2-4 [32:5 – 33:3] 46:7-47:7; 15:2-4 [35:6 – 37:11] 46:7-47:7; 15:2-4 [41:17 – 43:9] 46:7-47:7; 15:2-4
Warren Hernandez	19:17 – 21:23 24:22 – 25:25 36:16 – 37:10	C, H R, H, F R, H, F, C	[36:16 – 37:10] 37:22-25
Hydrue Joyner	61:13 – 63:16	R, H, F	
Amy Elizabeth Monahan	36:19 – 37:8 42:10 – 14 49:3 – 6 68:21 – 69:8 78:24 – 79:13 144:17 – 145:2 152:19 – 153:10 162:2 – 164:7 166:11 – 16	M, A, C R, C R R, F, A, L, V R R, H R, H, H, C, L, A R, F, A, L, M, C R, F, A, M	[36:19 – 37:8] 36:16-18; 37:16-24 [42:10 – 14] 43:3-11     [152:19 – 153:10] 168:13-19; 171:2-172:4 [162:2 – 164:7] 168:13-19; 171:2-172:4

<b>Name</b>	<b>Designations</b>	<b>Objections</b>	<b>[Plaintiffs' Designation] Counter Designations</b>
Charles Mudd	67:2 – 68:12 69:15 – 23 70:7 – 19 73:6 – 22 84:10 – 19 96:8 – 21 99:1 – 17 101:5 – 24 102:16 – 103:23 117:24 – 118:19 142:14 – 143:4 149:20 – 150:11 170:2 – 171:3 188:2 – 189:8	R, C R R R, H R, C R, H, C R, H R, SRM R, H C, R, SRM C, H R, F, LC R, SRM R	[67:2 – 68:12] 68:13-69:14  [84:10 – 19] 84:20-85:9 [96:8 – 21] 96:22-97:17  [142:14 – 143:4] 140:22-142:13
Torin Nelson	6:13 – 7:18 13:7 – 14:9 25:23 – 27:1 32:23 – 35:23 37:9 – 24 41:4 – 43:21 46:15 – 47:15 54:7 – 57:25 58:1 – 60:10 69:14 – 72:3	R, H R C, R, F R, H, F, C C, R, F R, H, F R, F, H R, H, F R, H, F R, H, F	[25:23 – 27:1] 27:7-13 [32:23 – 35:23] 35:24-36:4 [37:9 – 24] 35:24-36:4
Scott Northrop	77:9 – 78:12 79:19 – 81:15 180:24 – 181:1 185:20 – 186:1  186:20 – 187:2	R, H R, L, M C C  R, H, C	[185:20 – 186:1] 186:2-19; 187:3-189:11 [186:20 – 187:2] 186:2-19; 187:3-189:11
MG Antonio Taguba	19:2 – 19:11 20:9 – 20:18 24:11 – 24:15 24:18 – 25:2 27:20 – 28:6 28:15 – 29:3  50:4 – 50:8 50:14 – 51:22 56:2 – 56:22 70:1 – 71:10 71:20 – 72:18 75:3 – 76:7 98:4 – 98:14	R R R, C, H R, C, H R, C, H R, C, H  R, H, C R, H, C R, H, M, C R, H, C R, H, C R, H, C R, H	[24:11 – 24:15] 24:16-17 [24:18 – 25:2] 25:8-14 [27:20 – 28:6] 25:15-27:16 [28:15 – 29:3] 29:4-30:11; 30:19-31:15; 32:21-33:4; 81:6-18 [50:4 – 50:8] 50:9-13 [50:14 – 51:22] 52:1-54:1 [56:2 – 56:22] 56:23-59:1; 59:18-61:8  [70:1 – 71:10] 71:11-19 [71:20 – 72:18] 72:19-73:21 [75:3 – 76:7] 76:8-77:14; 157:18-158:14



Name	Designations	Objections	[Plaintiffs' Designation] Counter Designations
	110:20 – 112:15	R, L, M, A, F, V, LC	
	116:22 – 117:15	R, H	
	118:11 – 119:12	R, H	
	120:7 – 121:7	R, H	
	123:12 – 125:8	R, L	
	127:4 – 127:18	R	
	128:17 – 137:2	H, F, V, L	
	138:16 – 148:16	R, H, C, L, M, A, LC, F	
	149:8 – 150:4	R, H	[149:8 – 150:4] 150:5-16
	151:4 – 151:18	R, H	
	152:15 – 155:11	R, H, LC, F, V	
	156:9 – 156:22	R, C	[156:9 – 156:22] 157:10-17
	162:16 – 163:4	R	

Respectfully submitted,

/s/ John F. O'Connor

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CACI Premier Technology, Inc.*

### **CERTIFICATE OF SERVICE**

I hereby certify that on the 23rd day of November, 2018, I caused a true copy of the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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